IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Robert J. Laferriere et al. 8 §

Confirmation No.: 9904 09/682.238 Ş Application No.:

§ Group Art Unit: 3715 Appeal No.: 2007-3481 Ş 8 Examiner Saadat, Cameron

Filed: August 8, 2001 8

8 § For: PLATFORM INDEPENDENT Atty. Docket: GEMS:0136/YOD/SWA/EUB

TELECOLLABORATION § 15-SV-5654 MEDICAL ENVIRONMENTS 8

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P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF TRANSMISSION OR MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. § 1.6(d), or is being transmitted via the Office electronic filing system in accordance with 37 C.F.R. § 1.6(a)(4), or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

April 25, 2008 /Lee Eubanks/ L. Lee Eubanks IV

Sir:

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§ 1.97(d) AND 1.98

In compliance with the duty of disclosure under 37 C.F.R. § 1.56(a), it is respectfully requested that this Information Disclosure Statement be entered and that the listed references be considered by the Examiner and made of record. In accordance with 37 C.F.R. § 1.97, this Information Disclosure Statement is not to be construed as a representation that a search has been made, as an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b), or as a representation that no other possibly material information, as defined in 37 C.F.R. § 1.56(b), exists.

Furthermore, the listing of references on the attached PTO/SB/08A Form is not to be construed as an admission that these references qualify as prior art as to the above-referenced application or any related application. Rather, these references are being presented for the

Application no. 09/682,238 Information Disclosure Statement Page 2

Examiner's consideration without prejudice to the right to demonstrate that any of these references do not qualify as prior art should the Examiner choose to apply any of these references.

The following information is listed on the attached PTO/SB/08A Form in accordance with 37 C.F.R. §1.98. Any explanation of non-English language documents contained in this Information Disclosure Statement is believed to constitute a concise explanation of the relevance of the listed reference as it is presently understood by the individual designated in § 1.56(c) most knowledgeable about the content of the listed reference, in accordance with 37 C.F.R. § 1,98(a)(3). Additionally, machine translations of these non-English language documents are also enclosed.

Attached hereto is a Certification as specified in § 1.97(e)(1). It is expected that the requisite fee of \$180.00, under 37 C.F.R. §§ 1.97(d) and 1.17(p), for this Information Disclosure Statement will be accepted by the Office through its electronic filing system concurrent with the filing of the instant paper. In the event that such payment is missing or insufficient, however, the Commissioner is authorized to charge the requisite fee of \$180.00, and any additional fee that may be required, to Deposit Account No. 50-2402; Order No. 15-SV-5654/YOD (GEMS:0136).

Respectfully submitted,

Date: April 25, 2008 /Lee Eubanks/

> L. Lee Eubanks IV Reg. No. 58,785 FLETCHER YODER P.O. Box 692289 Houston, TX 77269-2289 (281) 970-4545

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April 25, 2008 /Lee Eubanks/ Date L. Lee Eubanks IV

CERTIFICATION PURSUANT TO 37 C.F.R. § 1.97(e)(1)

The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more that three months prior to the filing of the attached Information Disclosure Statement.

Respectfully submitted,

Date: April 25, 2008

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